



## ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

**1 Wade J. Barrett (Estate)****Case No. 02CEPR00294****Atty LeVan, Nancy J. (for Wayne Barrett – Administrator/Petitioner)**

**(1) Report of Administration of Administrator and Petition for Settlement thereof  
and (2) Allowance of Statutory Compensation for Administrator and Statutory and  
Extraordinary Attorney Fees and (3) for Final Distribution**

<b>DOD: 09/23/01</b>		<b>WAYNE BARRETT</b> , Administrator, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		Account period – <b>No Accounting provided</b>	<p align="center"><b><u>CONTINUED TO 05/05/14</u></b>  <b>Per request of Counsel</b>          CONTINUED FROM 02/10/14          As of 04/02/14, nothing further has been filed in this matter.</p>
<b>Cont. from 021014</b>			
	<b>Aff.Sub.Wit.</b>	I &A - <b>none filed</b>	<p>1. No Inventory &amp; Appraisal has been filed in this matter. The Petition refers to assets consisting of personal property stored within two storage sheds and \$11,825.48. Need Inventory &amp; Appraisal.</p> <p>2. The Petition does not include an accounting or statement that an accounting has been waived by the beneficiaries. Need accounting or waivers of account from Michael Barrett and Rodger Barrett.</p> <p>3. The Petition requests statutory fees based on a fee base of \$11,825.48; however, the Petition does not sufficiently describe the property on hand, contain an accounting, and no inventory &amp; appraisal has been filed, therefore the Examiner cannot determine whether this is a correct fee base.</p> <p>4. The petition is inconsistent regarding the request for fees. Item 3 of the prayer requests \$8,763.02 as the <u>total</u> statutory and extraordinary fees and costs to be reimbursed to the attorney, while item 5 of the prayer asks again for the statutory fee of \$473.02. The Petition is unclear regarding the fees requested. It appears from paragraph 17 of the Petition that the requested extraordinary fees are \$4,763.50 and costs \$3,999.50 for a total of \$8,763.02. Adding in the statutory fee, the total fees/costs appear to total \$9,236.02, which results in \$2,589.46 remaining for distribution/payment of creditor's claims. Need clarification. The proposed distribution does not appear to be accurate taking into account the requested fees and costs.</p>
✓	<b>Verified</b>	POH - <b>\$11,825.48??</b>	
	<b>Inventory</b>	x	
	<b>PTC</b>	x	
✓	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>	Attorney x/o - <b>\$4,763.50</b> (67.5 hours \$150.00/hr. expended by attorney investigating fraudulent transfer of real property by Mary Frost; taking depositions, preparing for and participating in a two day trial; attorney has agreed to this 50% reduction of the total fee)	
✓	<b>Aff.Mail</b>	w/	
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
	<b>Letters</b>	06/10/03	
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
	<b>9202</b>	n/a	
✓	<b>Order</b>	<p><b>Distribution, pursuant intestate succession and subject to creditor's claim as follows:</b></p> <p>Franchise Tax Board - \$844.02 (Creditor's Claim)</p> <p>Rodger Barrett - \$655.21, plus ½ of the personal property (previously held in storage?)</p> <p>Michael Barrett - \$655.21, plus ½ of the personal property (previously held in storage?)</p>	
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>	n/a	
			<p><b>Reviewed by:</b> JF</p> <p><b>Reviewed on:</b> 04/02/14</p> <p><b>Updates:</b> 04/03/14</p> <p><b>Recommendation:</b></p> <p><b>File 1 – Barrett</b></p>

## First Account and Report of Administrator and Petition for Its Settlement Thereof

<b>DOD: 11-27-05</b>			<b>ANITA CHOPERENA</b> , Mother and Administrator with Limited IAEA with bond of \$106,000.00.  <b>First Account period:</b> <b>11-27-05 through 12-31-13</b> Accounting:       \$ 2,274,542.15 Beginning POH:   \$   872,833.56 Ending POH:       \$   795,647.66 (Ending POH consists of \$4,852.34 cash plus real property, personal property, and various motor vehicles and equipment)  <b>Administrator requests</b> payment of \$150,000.00 on her Creditor's Claim filed 6-20-06.  <b>Receipt for Costs filed 3-4-14</b> indicates that Anita Choperena has paid herself \$34,363.62 for costs advanced detailed in Attachment A including farm land loan interest payments, former attorney retainer fee, irrigation expenses, etc.  <b>Petitioner states</b> several loans were made to the estate by the Administrator totaling \$345,505.00, of which \$332,500.00 has been paid, and \$13,005.00 remains owing per Exhibit B.  <b>Petitioner requests this Court order:</b>  1. <b>That the First Account and Report of Administrator be settled, allowed, and approved as filed;</b>  2. <b>All reported acts and proceedings of Petitioner as Administrator be confirmed and approved;</b>  3. <b>Petitioner be authorized and directed to Pay herself the total sum of \$150,000.00 plus accrued interest on the Creditor's Claim filed 6-20-06; and</b>  4. <b>For such further orders as the Court considers proper.</b>
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>		
✓	<b>Inventory</b>		
✓	<b>PTC</b>		
✓	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>		
	<b>Aff.Mail</b>	X	
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
✓	<b>Letters</b>	2-24-06	
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
✓	<b>9202</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
N/A	<b>FTB Notice</b>		

<b>NEEDS/PROBLEMS/COMMENTS:</b>	
<b>CONTINUED TO 5-5-14</b>	
<b>Per attorney request</b>	
1. Notice was <u>not</u> properly served on the decedent's two minor children: Notice of Hearing indicates that notice was mailed "c/o" to a Rosario Catalan (relationship unknown).  Cal. Rules of Court 7.51 (b) requires <u>direct notice to minors</u> , with a <u>separate copy</u> to be served on the parent or guardian.  <u>Note:</u> From the ages provided in the original petition for probate, it appears the minor heirs would be approx. 12 and 16 now.	
<b><u>SEE ADDITIONAL PAGES</u></b>	
<b>Reviewed by:</b> skc	
<b>Reviewed on:</b> 4-2-14	
<b>Updates:</b> 4-3-14	
<b>Recommendation:</b>	
File 2 – Choperena	

**NEEDS/PROBLEMS/COMMENTS (CONTINUED):**

2. Petitioner was appointed as Administrator with Limited authority under IAEA over eight (8) years ago on 2-24-06. There was no mention in the original petition for probate of the real property in Merced County or the decedent's apparent farming business. The only assets originally alleged were income of \$38,000 annually (source not indicated) and proceeds from the foreclosure of certain residential real property in Fresno. Bond appears to have been based on this estimate.

At no time did the Administrator petition the Court for authorization to continue operation of the Decedent's business under Probate Code §9760 or to borrow, loan, etc., under Probate Code §9800.

Need clarification as to how these acts and transactions of the Administrator were to the advantage of the estate in the best interest of the minor heirs.

Note: There is no schedule showing net income/loss pursuant to Probate Code §1062(c); however, the estate/business appears to be operating at a loss, as the overall Disbursements exceeded Receipts, including loans, by approx. \$77,185.90, although according to the Reappraisal, the value of the real property itself has increased some. However, Examiner also notes that there is a negative balance of cash noted in the Ending POH of -\$4,852.34.

3. The Administrator had a duty to apply for increased bond upon knowledge of the bond's insufficiency pursuant to Cal. Rules of Court 7.204.

It appears from this accounting that the annual income of the estate (business?) was approx. \$132,000.00, not including the loans from the Administrator. Therefore, together with the cash and personal property assets as inventoried, bond should have been increased to at least \$224,833.56 as early as the Administrator was aware. At this time, based on the approx. annual income plus the POH, bond should be increased to at least \$152,647.66.

4. Petitioner requests approval of payment of her Creditor's Claim filed 6-26-06 for \$150,000.00 plus accrued interest based on "Deed of Trust, Recorded on October 4, 1999." However, there is no explanation regarding this transaction, including whether any payment schedule existed or payments were made prior to the decedent's death in 2005. Also, it appears interest has now been accruing for many years. Is there a reason the Administrator did not request allowance via proper channel previously (i.e., Allowance or Rejection form)? What is the current balance owing, and how was letting the interest accrue in the best interest of the estate and minor heirs?
5. Petitioner indicates that the Administrator has advanced costs to the estate totaling \$34,363.62. It appears that most of the "costs" listed appear to be business expenses, such as payment of wages and for machines, etc. Need clarification as to how these items are categorized as "costs" whereas it is known that the Administrator was also making "loans" to the estate for business purposes.

**NEEDS/PROBLEMS/COMMENTS (CONTINUED):**

6. Petitioner's "costs" also includes payment of her former attorney Brian T. Austin's retainer in the amount of \$1,500.00. Please note that compensation has not been authorized to the attorney, nor is such authorization requested at this time.
7. This petition is filed as a "First Account;" however, it is far overdue and also does not indicate when the estate will be in a condition to close or request estimated additional time for administration.

Need verified declaration as to the condition of the estate, the reasons why the estate cannot be distributed and closed, and an estimate of the time needed to close the estate pursuant to Probate Code §12201.

Based on the above issues, the Court may strike any language confirming and approving the acts and transactions during the account period.

**3 Paul Harvey Wallace (Estate)****Case No. 08CEPR00294****Atty Donaldson, Larry A. (pro per – former Executor)****Atty Kruthers, Heather H. (for Public Administrator – successor Administrator)****Amended Trust Accounting for 2007, 2008, 2009, 2010, 2011, 2012 and Partial Accounting 2013**

<b>DOD: 06/22/07</b>	<b>LARRY A. DONALDSON</b> , friend, was appointed as Executor without bond on 05/27/08 and Letters were issued on 06/18/08.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. The accounting does not comply with the Probate Code, specifically the format for accountings outlined in Probate Code §1060. In addition the accounting appears to be for the Paul Harvey Wallace Trust. The Paul Harvey Wallace Trust is not before the court. Mr. Donaldson needs to file an accounting for the Estate of Paul Harvey Wallace.
<b>Cont. from</b>	The Court accepted Mr. Donaldson's withdrawal as executor on 7/26/1 and appointed the Public Administrator. Letters of Administration were issued to the Public Administrator on 08/01/13.	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input type="checkbox"/> <b>Verified</b>		
<input type="checkbox"/> <b>Inventory</b>		
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>		
<input type="checkbox"/> <b>Notice of Hrg</b>		
<input type="checkbox"/> <b>Aff.Mail</b>		
<input type="checkbox"/> <b>Aff.Pub.</b>		
<input type="checkbox"/> <b>Sp.Ntc.</b>		
<input type="checkbox"/> <b>Pers.Serv.</b>		
<input type="checkbox"/> <b>Conf. Screen</b>		
<input type="checkbox"/> <b>Letters</b>		
<input type="checkbox"/> <b>Duties/Supp</b>		
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input type="checkbox"/> <b>CI Report</b>		
<input type="checkbox"/> <b>9202</b>		
<input type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 04/02/14
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 3 – Wallace</b>

**(1) First Report and Petition for Settlement Thereof; and (2) for Allowance of Costs Advanced and (3) Petition for Final Distribution**

<b>DOD: 04/18/13</b>		<b>LINDA PEDIGO</b> , Executor, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		Accounting is waived.	
		I & A - <b>\$3,130,000.00</b>	<div> <div>Reviewed by: JF</div> <div>Reviewed on: 04/07/14</div> <div>Updates:</div> <div>Recommendation: SUBMITTED</div> <div>File 4 – Lauritzen</div> </div>
		POH - <b>real property and a disputed receivable secured by a promissory note and/or lease</b> – Value not stated	
<b>Cont. from</b>		Executor - <b>waived</b>	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Attorney - <b>\$44,300.00</b> (statutory)	
<input checked="" type="checkbox"/>	<b>Verified</b>	Costs - <b>\$4,395.00</b> (for filing fees, publication, certified copies, probate referee)	
<input checked="" type="checkbox"/>	<b>Inventory</b>	<b>Distribution, pursuant to decedent's will, is to:</b>	
<input checked="" type="checkbox"/>	<b>PTC</b>	Linda Pedito, Trustee of the Richard M. Lauritzen Living Trust - all proceeds from a disputed receivable from Campos Bros., pursuant to an unsecured promissory note and/or lease of real property; and real property	
<input checked="" type="checkbox"/>	<b>Not.Cred.</b>		
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>		
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
	<b>Letters</b>	08/06/13	
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
<input checked="" type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
<input checked="" type="checkbox"/>	<b>FTB Notice</b>		

Age: 96		<p><b>PATRICIA B. O'NEILL</b>, Attorney for Raymond Lyster, Grandson, is Petitioner.</p> <p><b>FRESNO COUNTY PUBLIC GUARDIAN</b> was appointed as Conservator of the Person and Estate pursuant to Minute Order on 10-24-13 and Letters issued on 11-8-13.</p> <p><b>Petitioner states</b> she represented Raymond Lyster, who was the original petitioner and who was appointed Temporary Conservator of the Person on 8-12-13. Petitioner requests payment of \$2,110.00 as reasonable compensation for the services performed. Additionally, the attorney incurred costs of \$435 to file this petition and \$60.00 to file an ex parte request.</p> <p>Petitioner did receive payment of the original \$435 filing fee plus \$35.00 for the cost of personal service of the Citation on the Conservatee.</p> <p>Attached are billing statements indicating 10.55 hours @ \$200/hr. Services include telephone calls, conferences, preparation of documents, coordination with process server, conference with doctors and attorneys, appearances, etc.</p> <p>The attorney does not have knowledge of the current value of the conservatorship estate; however it is believed to be approx. \$100,000.00.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <ol style="list-style-type: none"> <li>1. Need Notice of Hearing.</li> <li>2. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on:             <ul style="list-style-type: none"> <li>- Myrtle Lyster (Conservatee)</li> <li>- Public Guardian (Conservator)</li> <li>- County Counsel</li> <li>- Attorney Fanucchi (Court appointed attorney for Conservatee)</li> </ul> </li> <li>3. Probate Code §2640 allows a petition for compensation to be filed after the filing of the I&amp;A. It appears that a "Notice of Opening Conservatorship Account" was filed on 2-4-14 by the Public Guardian indicating an opening balance of \$70,000.00; however, the I&amp;A has not yet been filed. The Court may require clarification re good cause or continuance for the filing of the I&amp;A.</li> <li>4. Local Rule 7.16.B., provides a guideline amount of \$2,500.00 for establishment of a conservatorship and preparation of the first account after one year.</li> </ol> <p>In this case, Attorney O'Neill's client was ultimately not appointed as the Conservator. Probate Code §2640.1 allows reasonable compensation upon a determination that the petition was filed in the Conservatee's best interest. However, the amount requested here (\$2,110.00) for establishment of the conservatorship only is very close to the above guideline amount which includes accounting.</p> <p>The Court may require clarification regarding the amount requested.</p> <ol style="list-style-type: none"> <li>5. Need clarification: \$2,110.00 plus \$435 for filing this petition plus \$60 for filing a prior ex parte petition = \$2,605.00. However, the petition indicates \$2,545.00, plus an additional \$470.00 for costs. Petitioner states she already received \$435 for the initial petition and \$35 for service (total \$470.00).</li> </ol> <p>Therefore, it appears the order, if granted, should reflect a total amount of \$2,605.00.  <u>Need revised order.</u></p>
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			
Reviewed by: skc			
Reviewed on: 4-2-14			
Updates:			
Recommendation:			
File 5 – Lyster			

**Amended Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)**

<b>DOD: 01/11/2009</b>		<b>RONALD D. MANLEY</b> , brother/named executor without bond, is petitioner.  Full IAEA- o.k.  Will dated: 09/14/2008  Residence: Clovis Publication: The Business Journal  <u><b>Estimated value of the Estate:</b></u> <b>Total</b> -                                \$0  Probate Referee: Rick Smith  <b>Note:</b> Contest of Will, Objection to Probate, Objection to Appointment of Ronald Manley as Executor of Estate of Donald C. Manley was filed 04/01/2014. Hearing is set for 05/07/2014	<b>NEEDS/PROBLEMS/COMMENTS:</b>	
			<b>Note:</b> Contest of Will filed 04/01/2014 hearing is set for 05/07/2014.  1. Petitioner is not listed on #8 of the petition as required.	
<b>Cont. from</b>				
✓	<b>Aff.Sub.Wit.</b>			
✓	<b>Verified</b>			
	<b>Inventory</b>			
	<b>PTC</b>			
	<b>Not.Cred.</b>			
✓	<b>Notice of Hrg</b>			
✓	<b>Aff.Mail</b>		w/	
✓	<b>Aff.Pub.</b>			
	<b>Sp.Ntc.</b>			
	<b>Pers.Serv.</b>			
	<b>Conf. Screen</b>			
✓	<b>Letters</b>			
✓	<b>Duties/Supp</b>			
✓	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
	<b>9202</b>			
✓	<b>Order</b>			
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
	<b>Citation</b>			
	<b>FTB Notice</b>			
<b>Reviewed by:</b> LV				
<b>Reviewed on:</b> 04/02/2014				
<b>Updates:</b>				
<b>Recommendation:</b>				
<b>File 6B – Manley</b>				

**7 Hendrix Escoto, Camryn Escoto, and Carlos Escoto (GUARD/P)****Case No. 12CEPR00182****Atty Escoto, Laura L (Pro Per – Petitioner – Mother)****Petition for Termination of Guardianship**

<b>Hendrix Age: 12</b>	<b>LAURA ESCOTO</b> , mother is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Petition is incomplete. Petitioner does not provide a reason why termination of the guardianship is in the best interest of the minors.  2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Termination of Guardianship or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"><li>• Carlos Escoto (Father)</li><li>• Mark Buik (Maternal Grandfather)</li><li>• Lynda Lockwood (Maternal Grandmother)</li><li>• Hendrix Escoto (Minor)</li></ul>	
<b>Camryn Age: 9</b>			
<b>Carlos Age: 8</b>	<b>CARLOS ESCOTO</b> and <b>NORA ESCOTO</b> , paternal grandparents, were appointed guardians on 02/04/2013. Guardians consent and waive notice.		
<b>Cont. from</b>			
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>			
<input checked="" type="checkbox"/> <b>Verified</b>	Father: <b>CARLOS ESCOTO</b>		
<input type="checkbox"/> <b>Inventory</b>	Maternal Grandfather: Mark Buik		
<input type="checkbox"/> <b>PTC</b>	Maternal Grandmother: Lynda Lockwood		
<input type="checkbox"/> <b>Not.Cred.</b>			
<input type="checkbox"/> <b>Notice of Hrg</b>	<input checked="" type="checkbox"/>		<b>Petitioner does not provide a reason why termination of the guardianship is in the best interest of the minors.</b>
<input type="checkbox"/> <b>Aff.Mail</b>	<input checked="" type="checkbox"/>		
<input type="checkbox"/> <b>Aff.Pub.</b>			
<input type="checkbox"/> <b>Sp.Ntc.</b>			
<input type="checkbox"/> <b>Pers.Serv.</b>			
<input type="checkbox"/> <b>Conf. Screen</b>			
<input type="checkbox"/> <b>Letters</b>			
<input type="checkbox"/> <b>Duties/Supp</b>			
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<input type="checkbox"/> <b>Video Receipt</b>			
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<input type="checkbox"/> <b>9202</b>			
<input checked="" type="checkbox"/> <b>Order</b>			
<input type="checkbox"/> <b>Aff. Posting</b>			
<input type="checkbox"/> <b>Status Rpt</b>			
<input type="checkbox"/> <b>UCCJEA</b>			
<input type="checkbox"/> <b>Citation</b>			
<input type="checkbox"/> <b>FTB Notice</b>			
		<b>Reviewed by:</b> LV	
		<b>Reviewed on:</b> 04/03/2014	
		<b>Updates:</b>	
		<b>Recommendation:</b>	
		<b>File 7 – Escoto</b>	

**8A Carmelita Cardona & Pedro Sanchez (GUARD/P) Case No. 13CEPR00354****Atty Sanchez, Rosa Elena (pro per – maternal aunt/guardian/Petitioner)****Amended Petition for Termination of Guardianship**

Carmelita, 16	<b>ROSA SANCHEZ</b> , maternal aunt/guardian, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>This Petition pertains to Carmelita only. Petitioner wishes to continue as guardian of Pedro.</b>  1. Need Notice of Hearing.  2. Need proof of service at least 15 days before the hearing of Notice of Hearing with a copy of the <i>Petition to Terminate Guardianship</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: a. Pedro Cardona (father) – personal service required b. Carmen Childress (mother) – personal service required c. Carmelita Cardona (minor) – personal service required d. Jesus Cardona (paternal grandfather) – service by mail sufficient e. Augusta Cardenas (paternal grandmother) – service by mail sufficient f. Jesus Sanchez (maternal grandfather) – notice by mail sufficient g. Rosalinda Sanchez (maternal grandmother) – notice by mail sufficient
Pedro, 11	Petitioner was appointed guardian on 07/29/13.	
	Father: <b>PEDRO CARDONA</b> Mother: <b>CARMEN CHILDRESS</b>	
<b>Cont. from</b>	Paternal grandfather: JESUS CARDONA Paternal grandmother: AUGUSTA CARDENAS	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/> <b>Verified</b>		
<input type="checkbox"/> <b>Inventory</b>		
<input type="checkbox"/> <b>PTC</b>		
<input type="checkbox"/> <b>Not.Cred.</b>		
<input type="checkbox"/> <b>Notice of Hrg</b>	Maternal grandfather: JESUS SANCHEZ Maternal grandmother: ROSALINDA SANCHEZ	
<input type="checkbox"/> <b>Aff.Mail</b>		
<input type="checkbox"/> <b>Aff.Pub.</b>		
<input type="checkbox"/> <b>Sp.Ntc.</b>		
<input type="checkbox"/> <b>Pers.Serv.</b>		
<input type="checkbox"/> <b>Conf. Screen</b>		
<input type="checkbox"/> <b>Letters</b>		
<input type="checkbox"/> <b>Duties/Supp</b>		
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input checked="" type="checkbox"/> <b>CI Report</b>	<b>Petitioner states</b> that she no longer wishes to serve as guardian of Carmelita due to her selling drugs out of Petitioner's home. Petitioner states that she has 6 other minors in her care Carmelita's behavior is detrimental to the other children and Petitioner is worried that the other minors may be removed from her care due to Carmelita's behavior.	
<input type="checkbox"/> <b>9202</b>	<b>Court Investigator Jennifer Young filed a report on 04/01/14.</b>	
<input checked="" type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 04/03/14
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 8A – Cardona &amp; Sanchez</b>

**8A**

**8B Carmelita Cardona & Pedro A. Sanchez (GUARD/P) Case No. 13CEPR00354**

ProPer Sanchez, Rosa (pro per – maternal aunt/guardian)

ProPer Benitez, Rosa (pro per – sister/Petitioner)

ProPer Gutierrez, Able (pro per – brother-in-law/Petitioner)

**Petition for Appointment of Guardian of the Person (Prob. C. 1510)**

Carmelita, 16	<b>ROSA BENITEZ</b> and <b>ABLE GUTIERREZ</b> , sister and brother-in-law, are Petitioners.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  3. Need <i>Notice of Hearing</i> for the hearing on 04/07/13.  4. Need proof of service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Guardianship</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: h. Pedro Cardona (father) – personal service required i. Carmen Childress (mother) – personal service required j. Jesus Cardona (paternal grandfather) – service by mail sufficient k. Augusta Cardenas (paternal grandmother) – service by mail sufficient l. Jesus Sanchez (maternal grandfather) – notice by mail sufficient m. Rosalinda Sanchez (maternal grandmother) – notice by mail sufficient
Pedro, 11	<b>ROSA SANCHEZ</b> , maternal aunt, was appointed as guardian on 07/29/13.	
Cont. from	Father: <b>PEDRO CARDONA</b> Mother: <b>CARMEN CHILDRESS</b>	
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandfather: JESUS CARDONA Paternal grandmother: AUGUSTA CARDENAS	
<input checked="" type="checkbox"/> Verified	Maternal grandfather: JESUS SANCHEZ Maternal grandmother: ROSALINDA SANCHEZ	
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg		x
<input type="checkbox"/> Aff.Mail		x
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		x
<input checked="" type="checkbox"/> Conf. Screen	<b>Petitioners state</b> that Rosa Sanchez abandoned Carmelita Cardona in Tijuana with her father, Pedro Cardona, and left her birth certificate with a third party also in Tijuana, but not known to Carmelita or her father making it difficult for her to return to the United States. Petitioners were finally able to return Carmelita to Fresno on 01/28/14. The current guardian advised Petitioners that Carmelita was no longer welcome in her home. The current guardian has permitted Pedro to stay with Petitioners also pending the termination of the guardianship so that the siblings would not be separated.	
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input checked="" type="checkbox"/> CI Report	<b>Court Investigator Jennifer Young filed a report on 04/01/14.</b>	
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input checked="" type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		<b>Reviewed by:</b> JF
		<b>Reviewed on:</b> 04/03/14
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 8B – Cardona &amp; Sanchez</b>

**8B**

Iniesha, 10		<b>TEMPORARY EXPIRES 04/07/2014</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
Lazaya, 5			
		<b>DEBRA HOPKINS</b> , Maternal Aunt, is Petitioner.	1. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> <li>• Lovella McCoy (Paternal Grandmother of Iniesha)</li> <li>• Tommy Green (Maternal Grandfather)</li> <li>• Janet Simpson (Maternal Grandfather)</li> </ul>
<b>Cont. from</b>		Father (Iniesha): <b>ISAAC MCCOY</b> , Court Dispensed with Notice pursuant to Minute Order of 02/23/2014	
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>	Father (Lazaya): <b>ZACHARY TUCKER</b> - Personally served 2-4-14	
	<b>Inventory</b>		
	<b>PTC</b>		
	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>	Mother: <b>LANIESHA GREEN</b> - Personally served 2-4-14	
	<b>Aff.Mail</b>	x	
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
✓	<b>Pers.Serv.</b>	w/	
✓	<b>Conf. Screen</b>		
✓	<b>Letters</b>		
✓	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
✓	<b>CI Report</b>		
	<b>9202</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
✓	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		

**Petitioner states** it is best that she take the girls. Their aunty is giving them up because she is having problems taking care of them. Petitioner has more than enough room for them and has no other kids to look after and does not want to see the girls in foster care. Petitioner states Iniesha and her mother lived with her until Iniesha was about four years old. Petitioner feels she could parent both of the girls.

Petitioner requests the Court excuse notice to Iniesha's father Isaac McCoy and because no one knows his address or phone number.

**Court Investigator Julie Negrete's report filed 03/24/2014.**

<b>Reviewed by:</b> LV
<b>Reviewed on:</b> 04/03/2014
<b>Updates:</b>
<b>Recommendation:</b>
<b>File 9 – McCoy &amp; Tucker</b>

Age: 2		<b><u>NO TEMPORARY IN PLACE</u></b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		<b>DENISE VALENZUELA</b> , maternal great-aunt, is Petitioner.		<b><u>CONTINUED FROM 03/10/14</u></b>	
		Father: <b>JOSE MIRANDA</b> – Declaration of Due Diligence filed 01/15/14		<b>As of 04/02/14, nothing further has been filed in this matter.</b>	
<b>Cont. from 031014</b>		Mother: <b>DESTINY ANGEL</b> – Consent & Waiver of Notice filed 01/15/14		1. If diligence is not found, need proof of service at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Guardianship or Consent & Waiver of Notice for:	
	Aff.Sub.Wit.		Paternal grandparents: UNKNOWN – Declarations of Due Diligence filed 01/15/14	- Jose Miranda (father) – personal service required	
✓	Verified		Maternal grandfather: MICHAEL ANGEL - Consent & Waiver of Notice filed 01/15/14	- Paternal grandparents – service by mail is sufficient	
	Inventory		Maternal grandmother: CHRISTINE VALENZUELA - Consent & Waiver of Notice filed 01/15/14		
	PTC		<b>Petitioner states</b> that both parents are using crystal meth and are not able to provide for Layla. Petitioner states that Layla knows her as mom and has been in her care since she was two months old and it would be traumatic if she was removed.		
	Not.Cred.		<b>Court Investigator Samantha Henson</b> filed a report on 03/03/14.		
✓	Notice of Hrg				
✓	Aff.Mail	w/			
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.				
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
✓	CI Report				
	9202			<b>Reviewed by:</b> JF	
✓	Order			<b>Reviewed on:</b> 04/02/14	
	Aff. Posting			<b>Updates:</b>	
	Status Rpt			<b>Recommendation:</b>	
✓	UCCJEA			<b>File 10 – Miranda</b>	
	Citation				
	FTB Notice				

Pro Per Johns, Dennis H (Pro Per Petitioner)

Petition for Probate of Will and for Letters of Administration with Will Annexed;  
Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

<b>DOD: 1/8/14</b>		<b>DENNIS H. JOHNS</b> , named Executor without bond, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		Full IAEA – <b>not published for</b>	<b>Continued from 3/3/2014.</b> Minute Order states Mr. Johns is appearing via CourtCall. Matter continued to 4/7/2014. The Court directs that a copy of the examiner notes be sent to Mr. Johns.
<b>Cont. from 030314</b>		Will dated: <b>1/14/2008</b>	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>	Residence: <b>Fresno</b> Publication: <b>Fresno Bee</b>	
<input type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>	<b>Estimated value of the estate:</b>	
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>	Personal property - \$ 11,000.00	<p>The following issues from the last hearing remain:</p> <ol style="list-style-type: none"> <li>Item #2b is marked for both Executor and Administrator with Will Annexed. (Note: Caption of Petition is marked for Letters of Administration with Will Annexed, but should be marked for Letters Testamentary based upon the Decedent's Will.)</li> <li>Item #5a(3) or 5a(4) of the Petition was not marked re: registered domestic partner.</li> <li>Item #5a(7) or 5a(8) of the Petition was not marked re: issue of a predeceased child.</li> <li>Not all beneficiaries of the estate are listed on Item #8. (Note: All persons mentioned in Decedent's Will, including Attachment 1 to the Will, must be listed in Item #8.)</li> </ol> <p><b>~Please see additional page~</b></p>
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	Annual income - \$ 9,000.00	
<input checked="" type="checkbox"/>	<b>Aff.Pub.</b>	Real property - <u>\$288,477.00</u>	
<input checked="" type="checkbox"/>	<b>Aff.Pub.</b>	<b>Total - \$308,477.00</b>	
<input type="checkbox"/>	<b>Sp.Ntc.</b>	<b>Probate Referee: Rick Smith</b>	
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input checked="" type="checkbox"/>	<b>Letters</b>		
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>	Need Supp	
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
			<b>Reviewed by: KT / LEG</b>
			<b>Reviewed on: 4/3/14</b>
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 11 – Johns</b>

**NEEDS/PROBLEMS/COMMENTS, continued:**

5. Need name and date of death of predeceased spouse to be listed in Item #8. Local Rule 7.1.1D.
6. Copy of the Decedent's Will was not attached to the Petition as required.
7. Need proof of service of the Notice of Petition to Administer the Estate for:
  - a. Wanda Waters;
  - b. Jesse L. Perez;
  - c. Tressa Muri;
  - d. Christopher Robinson.
8. Need Confidential Supplement to Duties and Liabilities of Personal Representative form [DE-147S].
9. Proposed personal representative is a resident of Alaska. Probate Code § 8571 states notwithstanding a waiver of bond, the court in its discretion may require a nonresident personal representative to give a bond in an amount determined by the court. If bond is required, it should be set at **\$300,000.00**.

**Note:** If the Petition is granted, status hearings will be set as follows:

- **Friday, April 4, 2014** at 9:00 a.m. in Department 303, for the filing proof of the bond, if required.
- **Friday, September 5, 2014** at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal.
- **Friday, June 5, 2015** at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution.

Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.

Age: 12		<b>GENERAL HEARING 05/27/14</b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		<b>ELVERA ALARCON</b> , maternal grandmother, is Petitioner.		1. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Temporary Guardianship</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: a. Randall Gambell (father) – Petitioner states that the father is currently incarcerated and that she will not be able to serve him in time for the temporary guardianship b. Triston Gambell (minor)	
		Father: <b>RANDALL GAMBELL</b> – <i>currently incarcerated</i>			
		Mother: <b>NELIDA GARCIA</b> – <i>Consent &amp; Waiver of Notice filed 03/27/14</i>			
Cont. from		Paternal grandparents: UNKNOWN			
	Aff.Sub.Wit.	Maternal grandfather: JESUS CONTRERAS GARCIA			
✓	Verified	<b>Petitioner alleges</b> that the father was arrested after his home was raided due to his drug dealing. The minor has been left in the care of the father's girlfriend who petitioner also suspects uses and deals drugs. Petitioner states that Triston's mother is also a drug addict.			
	Inventory				
	PTC				
	Not.Cred.				
✓	Notice of Hrg				
	Aff.Mail				
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.	X			
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
✓	Order				
	Aff. Posting			Reviewed by: JF	
	Status Rpt			Reviewed on: 04/03/14	
✓	UCCJEA			Updates:	
	Citation			Recommendation:	
	FTB Notice			File 13 – Gambell	

**14 Andrea Alaniz & Allen-Michael Alaniz (GUARD/P) Case No. 14CEPR00268**  
**Atty Saenz, Dolores Gomez (pro per – paternal grandmother/Petitioner)**  
**Petition for Appointment of Temporary Guardian of the Person (Prob. C. 2250)**

<b>Andrea, 2</b>		<b><u>GENERAL HEARING 05/28/14</u></b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
<b>Allen-Michael</b>		<b>DOLORES GOMEZ SAENZ</b> , paternal grandmother, is Petitioner.		2. Need <i>Notice of Hearing</i> .  3. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Temporary Guardianship</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for: a. Allen-Michael Alaniz (father) b. Carla Alaniz (mother)	
<b>Age: 10 mos.</b>		Father: <b>ALLEN-MICHAEL ALANIZ</b> Mother: <b>CARLA ALANIZ</b>			
		Paternal grandfather: JOHNNY ALANIZ, SR.			
		Maternal grandparents: NOT STATED			
<b>Cont. from</b>		<b>Petitioner alleges</b> that the father is in jail and the mother has mental health issues. She has taken the children out all night with her while she drinks. Petitioner states that she has a safe home and the children are clean, fed and healthy in her home.			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	<b>Verified</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>Inventory</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>PTC</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>Not.Cred.</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>Notice of Hrg</b>	<input checked="" type="checkbox"/>			
<input type="checkbox"/>	<b>Aff.Mail</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>Aff.Pub.</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>Sp.Ntc.</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>Pers.Serv.</b>	<input checked="" type="checkbox"/>			
<input checked="" type="checkbox"/>	<b>Conf. Screen</b>	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	<b>Letters</b>	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>Objections</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>Video Receipt</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>CI Report</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>9202</b>	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	<b>Order</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>Aff. Posting</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>Status Rpt</b>	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	<b>UCCJEA</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>Citation</b>	<input type="checkbox"/>			
<input type="checkbox"/>	<b>FTB Notice</b>	<input type="checkbox"/>			
				<b>Reviewed by:</b> JF	
				<b>Reviewed on:</b> 04/03/14	
				<b>Updates:</b>	
				<b>Recommendation:</b>	
				<b>File 14 – Alaniz</b>	